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PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Applicant: MANTLO Nathan Bryan Group Art Unit: -1626

Serial No.: 10/580202

Examiner:

-

Application Date: December 21, 2004

Conf No.: 2055

US Nat'l Entry

Date (if applicable): May 19, 2006

For: TRIAZOLE PPAR MODULATORS

Docket No.: X16094

AMENDMENT UNDER 37 CFR 1.265(e)(2)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Introductory Comments

Applicants hereby request amendment of the above-captioned application, prior to any action on the merits, to place the application in compliance with 37 CFR 1.265(e)(2) prior to November 1, 2007. Applicants note that a reply to the restriction requirement was filed on October 4, 2007.

Applicants respectfully request that any refund due for cancellation of claims be paid to Eli Lilly and Company deposit account number 05-0840. Likewise, Applicants request that any fees associated with this paper be charged to Eli Lilly and Company deposit account number 05-0840.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper. This listing of the Claims shall replace all previous versions of the claims. Applicants submit that the amended claims include only 1 independent claim and 25 dependent claims. Applicants believe that there are no claims having multiple dependencies. Entry of the amendments prior to any action on the merits is respectfully requested. Claims 23, 31, and 76 are now canceled.

Applicants request amendment to the specification as set forth on page 3.

The amendments to the Claims begin on **page 4**. A complete listing of the current claims is included and shall replace all previous versions and amendments to the claims. Please amend the claims as indicated in the attached listing of claims.